

1 Mark N. Todzo (168389)
LEXINGTON LAW GROUP
2 503 Divisadero Street
San Francisco, CA 94117-2212
3 Telephone: (415) 913-7800
Facsimile: (415) 759-4112
4 mtodzo@lexlawgroup.com

5 || Counsel for Plaintiffs

6 | (Additional Counsel in Signature Block)

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UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

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EDWIN CAHILL AND FRANK ROGERS,

PLAINTIFFS,

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15 CITRUS WORLD, INC. d/b/a FLORIDA'S
NATURAL GROWERS,

16

DEFENDANT.

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Case No.: 3:12-cv-04691-EDL

STIPULATION AND [PROPOSED]
ORDER REGARDING DEFENDANT'S
MOTION TO TRANSFER THIS
ACTION TO THE NORTHERN
DISTRICT OF ALABAMA

1 Plaintiffs Edwin Cahill and Frank Rogers ("Plaintiffs") and Defendant Citrus World, Inc.
2 d/b/a Florida's Natural Growers ("Citrus World") stipulate as follows:

3 WHEREAS, Plaintiffs filed this action captioned *Cahill, et al. v. Citrus World, Inc.* (Case
4 No. 3:12-cv-04691-EDL) in this Court on September 7, 2012 (the "Action");

5 WHEREAS, on October 12, 2012, Defendant moved the Court to transfer this Action to
6 the Northern District of Alabama under 28 U.S.C. § 1404(a), or, in the alternative, staying this
7 action (ECF No. 7);

8 WHEREAS, Plaintiffs do not concede that any statements or arguments made by
9 Defendant in its motion to transfer are true or correct;

10 WHEREAS, while Plaintiffs object to a stay of their Action pending disposition of *Veal*
11 *v. Citrus World, Inc.* (Case No. 2:12-cv-00801-IPJ (N.D. Ala.)) (the "*Veal* Action"); in the
12 interests of efficiency and judicial economy, Plaintiffs do not oppose Defendants' motion to
13 transfer pursuant to 28 U.S.C. § 1404(a);

14 NOW, THEREFORE, the parties agree as follows:

15 1. The Action should be transferred to the Northern District of Alabama,
16 where the *Veal* Action is pending.

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1 DATED: October 26, 2012

LATHAM, SHUKER, EDEN & BEAUDINE, LLP

2 By: _____ /s/ Daniel Coultoff
3 Daniel H. Coultoff

4 111 N. Magnolia Ave., Ste. 1400
5 Orlando, FL 32801
6 Telephone: (407) 481-5800
7 Email: dcoultoff@lseblaw.com

8 *Attorneys For Defendant Citrus World, Inc.*

9 DATED: October 26, 2012

10 LEXINGTON LAW GROUP

11 By: _____ /s/ Mark Todzo
12 Mark N. Todzo

13 503 Divisadero Street
14 San Francisco, CA 94117-2212
15 Telephone: (415) 913-7800
16 Facsimile: (415) 759-4112
17 mtodzo@lexlawgroup.com

18 *Attorneys For Plaintiffs Edwin Cahill and Frank Rogers*

19 PURSUANT TO STIPULATION, IT IS SO ORDERED:

20 Dated: October 26, 2012

21 
22 UNITED STATES MAGISTRATE JUDGE
23 NORTHERN DISTRICT OF CALIFORNIA

CERTIFICATE OF SERVICE

On October 26, 2012, I electronically submitted the foregoing document with the Clerk of court for the U.S. District Court, Northern District of California, using the electronic case filing (“ECF”) system of the Court. All parties who have consented to electronic service will receive notice of this filing by operation of the ECF system. Any parties who have not consented to electronic service will receive a paper copy of this electronically filed document through the United States Postal Service.

/s/ Mark N. Todzo

Mark N. Todzo
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503 Divisadero Street
San Francisco, CA 94117
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Facsimile: (415) 759-4112
Email: mtodzo@lexlawgroup.com